# Case 19-17117-amc Doc 1338 Filed 06/15/24 Entered 06/16/24 00:37:53 Des

United States Bankruptcy Court Eastern District of Pennsylvania

In re: Case No. 19-17117-amc

Vascular Access Centers, L.P. Chapter 7

Debtor

### **CERTIFICATE OF NOTICE**

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Date Rcvd: Jun 13, 2024 Form ID: pdf900 Total Noticed: 20

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 15, 2024:

Recip ID		Recipient Name and Address
db	+	Vascular Access Centers, L.P., 2929 Arch Street, Suite 1705, Philadelphia, PA 19104-2857
aty		BRIAN P. MORGAN, 1177 Avenue of the Americas, 41st Floor, New York, NY 10036-2714
aty		BRUCE J. BORRUS, FOX ROTHSCHILD LLP, 1001 Fourth Avenue, Suite 4500, Seattle, WA 98154-1192
aty	+	CHRISTOPHER M. HEMRICK, 100 Mulberry Street, 15th Floor, Three Gateway Center, Newark, NJ 07102-4061
aty	+	DAVID H. STEIN, Wilentz Goldman & Spitzer P.A., 90 Woodbridge Center Drive, Woodbridge, NJ 07095-1146
aty	+	ERIC R. VON HELMS, 4650 North Port Washington Road, Milwaukee, WI 53212-1077
aty	+	ERIC S. PADILLA, 100 Mulberry Street, 15th Floor, Three Gateway Center, Newark, NJ 07102-4061
aty	+	FRED B. RINGEL, 875 Third Ave. 9th floor, Robinson Brog Leinward Greene Genovese &, Gluck P.C., New York, NY 10022-0123
aty	+	J. STEPHEN SIMMS, 201 International Circle, Suite 230, Baltimore, MD 21030-1344
aty	+	JEFFREY GARFINKLE, 18400 Von Karman Avenue, Suite 800, Irvine, CA 92612-0514
aty	+	KENDRA LEWIS, Waller Lansden Dortch & Davis, LLP, 511 Union Street, Ste 2700, Nashville, TN 37219-1791
aty		KRISTEN L. PERRY, 1717 Main Street, Suite 5400, Dallas, TX 75201-7367
aty	+	MARTHA B. CHOVANES, 2000 Market Street, 10th Floor, Philadelphia, PA 19103-7006
aty		RICHARD E COE, One Logan Square, Suite 2000, Philadelphia, PA 19103-6996
aty	+	SYDNEY J. DARLING, 100 Mulberry Street, 15th Floor, Three Gateway Center, Newark, NJ 07102-4061
aty	+	Saul Ewing LLP, Centre Square West, 1500 Market Street, 38th Floor, Philadelphia, PA 19102-2100
aty		VERONICA I. MAGDA, Fox Rothschild LLP, 1001 Fourth Avenue, Suite 4500, Seattle, WA 98154-1192
aty		VINCENT P. SLUSHER, 1717 Main Street, Suite 5400, Dallas, TX 75201-7367
intp	+	Vascular Access Centers, LLC, c/o Bochetto & Lentz, P.C., 1524 Locust Street, Philadelphia, PA 19102-4401
NONE	+	Walsh Pizzi O'Reilly Falanga LLP, Three Gateway Center, 100 Mulberry Street, 15th Floor, Newark, NJ 07102 UNITED STATES 07102-4056

TOTAL: 20

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

### BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID Bypass Reason Name and Address

aty \*+ Walsh Pizzi O'Reilly Falanga LLP, Three Gateway Center, 100 Mulberry Street, 15th Floor, Newark, NJ 07102, UNITED

STATES 07102-4056

TOTAL: 0 Undeliverable, 1 Duplicate, 0 Out of date forwarding address

# **NOTICE CERTIFICATION**

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

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Date: Jun 15, 2024

Signature: /s/Gustava Winters

# CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 13, 2024 at the address(es) listed below	/ <b>:</b>

Name **Email Address** ALFRED ABEL on behalf of Petitioning Creditor Metter & Company aa.law@alfredabellaw.com g22350@notify.cincompass.com;abel.alfredb126660@notify.bestcase.com AMY JANE BLUMENTHAL on behalf of Creditor TIAA Commercial Finance Inc. amy.blumenthal@kutakrock.com, natashia.townsend@kutakrock.com ANNE M. AARONSON on behalf of Attorney Dilworth Paxson LLP aaaronson@dilworthlaw.com mdolan@dilworthlaw.com;ctomlin@dilworthlaw.com ANNE M. AARONSON on behalf of Debtor Vascular Access Centers L.P. aaaronson@dilworthlaw.com, mdolan@dilworthlaw.com;ctomlin@dilworthlaw.com AUTUMN M. MCCOURT on behalf of Interested Party David Cohen amccourt@bracheichler.com AUTUMN M. MCCOURT on behalf of Plaintiff David Cohen amccourt@bracheichler.com Albert Anthony Ciardi, III on behalf of Interested Party James F. McGuckin M.D. aciardi@ciardilaw.com, sfrizlen@ciardilaw.com;dtorres@ciardilaw.com Albert Anthony Ciardi, III on behalf of Defendant Vascular Access Centers LLC and James F. McGuckin, M.D. (and physician practices owned, run, managed or operated by him) aciardi@ciardilaw.com, sfrizlen@ciardilaw.com;dtorres@ciardilaw.com Albert Anthony Ciardi, III on behalf of Petitioning Creditor Philadelphia Vascular Institute LLC aciardi@ciardilaw.com, sfrizlen@ciardilaw.com;dtorres@ciardilaw.com Albert Anthony Ciardi, III on behalf of Defendant James McGuckin M.D. (and physician practices owned, run, managed or operated by him) aciardi@ciardilaw.com, sfrizlen@ciardilaw.com;dtorres@ciardilaw.com BLAKE DANIEL ROTH on behalf of Creditor Spectrum Health Partners LLC blake.roth@hklaw.com, chris.cronk@hklaw.com;cathy.thomas@hklaw.com;annmarie.jezisek@hklaw.com CHRISTOPHER JOHN LEAVELL on behalf of Creditor NextGen Healthcare cleavell@klehr.com lclark@klehr.com

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on behalf of Defendant James F. McGuckin M.D. rkirk@bochettoandlentz.com

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United States Trustee

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TOTAL: 115

TURNER N. FALK

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### UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF PENNSYLVANIA

In re

VASCULAR ACCESS CENTERS, L.P.,

Debtor.

Chapter 7

Case No. 19-17117 (AMC)

STEPHEN V. FALANGA, AS CHAPTER 7 TRUSTEE FOR THE DEBTOR'S ESTATE,

Plaintiff,

V.

Adv. Proc. No. 21-00128 (AMC)

VASCULAR ACCESS CENTER, LLC AND JAMES F. MCGUCKIN, M.D. (and physician practices owned, run, managed or operated by him),

### Defendants.

STEPHEN V. FALANGA, AS CHAPTER 7 TRUSTEE FOR THE DEBTOR'S ESTATE,

Plaintiff,

V.

Adv. Proc. No. 21-00130 (AMC)

JAMES McGUCKIN, M.D. (and physician practices owned, run, managed or operated by him); BOCHETTO & LENTZ, P.C.; ARTZ MCCARRIE HEALTH LAW LLC,

### Defendants.

STEPHEN V. FALANGA, AS CHAPTER 7 TRUSTEE FOR THE DEBTOR'S ESTATE,

Plaintiff,

V.

Adv. Proc. No. 23-00050 (AMC)

PHILADELPHIA VASCULAR INSTITUTE, LLC, and JAMES F. McGuckin, M.D.,

Defendants.

Upon consideration of the motion (the "Motion")<sup>3</sup> filed by Stephen V. Falanga, in his capacity as chapter 11 trustee (the "Trustee") for the bankruptcy estate of the above-captioned debtor (the "Debtor"), for entry of an order approving the Settlement Agreement, attached to the Motion as Exhibit B, pursuant to section 105(a) of the Bankruptcy Code, Bankruptcy Rule 9019, and the Settlement Procedures Order; and the Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and venue being proper in this Court pursuant to 28 U.S.C. § 1408 and 1409; and this matter being a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and notice of the Motion being sufficient under the circumstances; and it appearing that no other or further notice need be provided; and the Court having determined that the relief sought in the Motion is in the best interests of the Debtor's estate and its creditors; and after due deliberation and sufficient cause appearing therefor;

### IT IS HEREBY ORDERED THAT:

Case 19-17117-amc

- 1. The request for an expedited hearing **GRANTED**.
- 2. A hearing to consider the Motion shall be held on **June** 26, 2024, at 12:30 p.m. in Bankruptcy Court #4, Robert N.C. Nix, Sr., Federal Building & Post Office, 900 Market Street, 2nd Floor, Philadelphia, Pennsylvania, 19107. Parties may also attend the hearing by phone by dialing 877-873-8017 Access Code: 3027681#.
- 3. Any objections or other responses to the Motion must be filed and served so that they are received no later than June 19, 2024 at 4 p.m. prevailing Eastern time.

<sup>&</sup>lt;sup>3</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Motion.

4. Within twenty-four (24) hours of entry of this Order, counsel for the Trustee shall give notice by serving a copy of this Order by email (where known) on the (i) the Office of the United States Trustee; (ii) counsel for the Defendants; (iii) the 20 largest unsecured creditors; and (iv) all parties who have requested notice pursuant to Fed. R. Bankr. P. 2002.

5. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: June 13, 2024

HONORABLE ASHELY M. CHAN UNITED STATES BANKRUPTCY JUDGE